

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**RONALD SOUTNER & JANELLE  
SOUTNER,**

**Plaintiffs**

**v.**

**COVIDIEN, LP,**

**Defendant**

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**No. 1:17-cv-02178**

**(Judge Kane)**

**ORDER**

**AND NOW**, on this 13th day of August 2019, upon consideration of Defendant's motion to dismiss (Doc. No. 25), **IT IS ORDERED THAT** Defendant's motion to dismiss (Doc. No. 25) is **GRANTED**. **IT IS FURTHER ORDERED THAT** Plaintiff's second amended complaint (Doc. No. 24) is **DISMISSED WITH PREJUDICE**, and Defendant's request for oral argument (Doc. No. 38) is **DENIED AS MOOT**. The Clerk is directed to **CLOSE** this case.

s/ Yvette Kane  
Yvette Kane, District Judge  
United States District Court  
Middle District of Pennsylvania